

**Special Meeting Minutes
Tuesday, March 03, 2009
Meeting Scheduled Start Time: 4:00 PM**

**BOARD OF SUPERVISORS
Maricopa County, Arizona
(and the Boards of Directors of the Flood Control
District, Library District, Stadium District, Improvement
Districts, and/or Board of Deposit)**



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities"

Board Members

Max Wilson, District 4, Chairman
Fulton Brock, District 1
Don Stapley, District 2
Andrew Kunasek, District 3
Mary Rose Wilcox, District 5

County Manager

David Smith

Clerk of the Board

Fran McCarroll

Meeting Location

Sullivan Conference Room
301 W. Jefferson, 10th Floor
Phoenix, AZ 85003

BOARD OF SUPERVISORS

The Board of Supervisors of Maricopa County Arizona convened in Special Session at 4:05 PM on Tuesday, March 3, 2009, in the Sullivan Conference Room with the following members present: Max Wilson, Chairman, District 4; Don Stapley, Vice Chairman, District 2; Fulton Brock, District 1; Andrew Kunasek, District 3; Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Minutes Coordinator; Sandi Wilson, Acting County Manager; and Bruce White, Deputy County Attorney.

1. EXECUTIVE SESSION

Vote to convene in Executive Session to consider the items on the Special Executive Agenda dated March 3, 2009, pursuant to the statutory authority listed for each item.

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Kunasek
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

Chairman's Statement regarding County Attorney Conflict:

For the record, the Board has previously expressed concerns about the adversarial positions that the county attorney's office has often taken against the board. This concern has caused the Board to retain independent counsel to analyze this apparent ethical conflict and to take actions that may be warranted. The analysis and response is ongoing. In light of these concerns, the Board in no way waives any conflict or ethical issues that exist as a result of the county attorney's presence here.

Paul Golab, Outside Counsel to the Board, entered the meeting for item #2, which was taken out of order.

2. LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION – ARS §38-431.03(A)(3) and (A)(4)

Joe Arpaio & Andrew Thomas v. Board of Supervisors/Maricopa County/Governor of the State of Arizona, Maricopa County Superior Court CV2009-006709

Sandi Wilson, Deputy County Manager

Rick Romley, County Consultant
Wade Swanson, Outside Counsel
Paul Golab, Outside Counsel
Diane Sikokis, Director, Government Relations
Rick Bohan, Government Relations
Chiefs of Staff Latto, Candland, Bloom, Isham, Leija

Bruce White, Deputy County Attorney, returned to the meeting for the following item.

1. PERSONNEL MATTERS - PROMOTION, DEMOTION, SALARY, ETC. - §ARS 38-431.03(A)(1) LEGAL ADVICE - §ARS 38-431.03(A)(3)

Legal Advice Regarding Sheriff's Office Salary Issues

Clarisse McCormick, Deputy County Attorney
Gerard Sheridan, Director, Maricopa County Sheriff's Office
Sandi Wilson, Deputy County Manager
Elizabeth Yaquinto, Director, Workforce Management and Development
Diane Sikokis, Director, Government Relations
Rick Bohan, Government Relations
Chiefs of Staff Latto, Candland, Bloom, Isham, Leija

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned at 5:05 p.m..

ATTEST:

Max W. Wilson, Chairman of the Board

Fran McCarroll, Clerk of the Board